

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

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QUANTUM CORPORATE FUNDING, LTD.,

Plaintiff,

Civil Action No. 08-cv-0539
(LAK) (HBP)

vs.

WESTWOOD DESIGN/BUILD INCORPORATED,
DAVID R. WARFIELD, NATIONAL CITY
MORTGAGE INC., and PENN LYON HOMES
CORPORATION,

Defendants.

**SO ORDERED STIPULATION
PERMITTING DEFENDANT
PENN LYON HOMES TO
DEPOSIT CASH SECURITY
INTO COURT STAYING
ENFORCEMENT OF
QUANTUM'S JUDGMENT
AGAINST PENN LYON**

NATIONAL CITY MORTGAGE,

Third-Party Plaintiff,

vs.

MICHAEL CONRAD, a/k/a MICHAEL CONRAD
BROWN,

Third-Party Defendant.
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THIS MATTER having come before the Court upon defendant Penn Lyon Homes Corporation's ("PLH") motion seeking a stay of enforcement of the judgment obtained by plaintiff Quantum Corporate Funding, Ltd ("Quantum") against PLH pending the resolution of PLH's motion seeking vacatur and/or reconsideration of this Court's Order granting summary judgment against PLH;

IT IS HEREBY ORDERED that PLH is permitted to deposit \$125,000.00 cash, as security for the Judgment, into the Court registry investment system into an interest bearing account by Friday August 22, 2008; and

IT IS FURTHER ORDERED that upon PLH's deposit of the \$125,000.00 cash security with the Court, enforcement of Quantum's judgment is hereby stayed pending resolution of PLH's motion seeking vacatur and/or reconsideration of this Court's Order granting summary judgment against PLH.

Dated:

Hon. Lewis A. Kaplan
United States District Judge

SO STIPULATED & AGREED:

GOETZ FITZPATRICK, LLP

By: _____

Bernard Kobroff, Esq.
Attorneys for Plaintiff

McCARTER & ENGLISH, LLP

By: _____

Thomas F. Doherty, Esq.
Attorney for Defendant/
Third-Party Plaintiff
National City Mortgage

BONNER KIERNAN TREBACH
& CROCIATA, LLP

By: _____

Scott H. Goldstein, Esq.
Attorney for Defendant
Penn Lyon Homes Corp.